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Parking REIT, Inc., Robert
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Dawson, Shawn Nelson, Nicholas
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SIPDA REVOCABLE TRUST, by
Trenton J. Warner, Director, on behalf
of itself and all other similarly situated,

Plaintiff,

v.

THE PARKING REIT, INC.,
MICHAEL V. SHUSTEK, ROBERT J.
AALBERTS, DAVID CHAVEZ, JOHN
E. DAWSON, SHAWN NELSON,
NICHOLAS NILSEN and ALLEN
WOLFF,

Defendants.

CASE NO.: 2:19-cv-00428-APG-BNW

**ORDER OF
DISMISSAL**

Upon the Unopposed Motion of All Parties for Dismissal of this Action and no motion for class certification having been filed in this putative class action and no class having been certified,

1 IT IS HEREBY ORDERED as follows:

2 The Unopposed Motion of All Parties for Dismissal of this Action is hereby
3 GRANTED, and the Action is DISMISSED WITH PREJUDICE, subject to this dismissal
4 being set aside upon motion by Plaintiff and the Action reopened if the Effective Date as
5 defined in Section 4.14 of the Stipulation and Agreement of Compromise, Settlement and
6 Release ("the Settlement Stipulation") filed in *Magowski v. The Parking REIT, Inc., et al.*,
7 Case No. 24-C-19-003125, pending in the Circuit Court for Baltimore City, Maryland,
8 does not occur within 60 days of the date of this Order. For avoidance of doubt, in the
9 event the Effective Date as defined in Section 4.14 of the Settlement Stipulation does not
10 occur within 60 days of the date of this Order, (a) this action may be reopened as provided
11 above, in which event, the parties will be restored to their positions prior to entry of this
12 Order of Dismissal, and Defendants shall not assert that this Order of Dismissal has any
13 impact on SIPDA's right thereafter to prosecute this action in any way, or (b) for good
14 cause, shown, the parties may request an extension of the 60-day period for reopening this
15 action. If the extension is not granted, this action shall be reopened as provided herein.

16 DATED this 22nd day of July , 2021.

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18 UNITED STATES DISTRICT JUDGE
19 Case No. 2: 19-cv-00428-APG-NJK

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